

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) Case No.: 09-CR-00456-JW¹
Plaintiff,) ORDER DENYING DEFENDANT'S
v.) REQUESTS TO EXTEND SURRENDER
ANDY JAURIGUE,) DATE
Defendant.)

)

Defendant Andy Jaurigue's April 23, 2011 and April 29, 2011 letters to Judge Ware request the following:

- 20 (1) An extension of his May 9, 2011 at 2 p.m. date and time to surrender to serve his 60
21 month sentence in CR-09-00456-001 JW; and
- 22 (2) A placement in a drug program or on a waiting list until a bed in a prison in California
23 becomes available.

Defendant's requests are DENIED. Judge Ware sentenced Defendant on February 7, 2011, and gave Defendant more than three months before Defendant had to surrender to serve his sentence. Moreover, Judge Ware already recommended that the Bureau of Prisons allow

¹ The Honorable James Ware is no longer assigned to this case. The pending requests came to the undersigned's attention as the General Duty Judge for the month of May 2011.

1 Defendant to enroll in the 500 hour RDAP program.
2

3 **IT IS SO ORDERED.**

4 Dated: May 5, 2011

5 
6 LUCY H. KOH
7 United States District Judge
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28